

Message Text

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PAGE 01 STATE 171171

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INFO OCT-01 ISO-00 L-03 EA-10 JUSE-00 COME-00 /021 R

DRAFTED BY EB/CSB/BP:WBLOCKWOOD:VJW

APPROVED BY EB/CSB/BP:HJWINTER

L/EB - TTALLERICO

EA/J - DSMITH

JUSTICE - BMEYERS

L/M - KEMALMBORG (INFO)

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R 212007Z JUL 75

FM SECSTATE WASHDC

TO AMEMBASSY TOKYO

UNCLAS STATE 171171

E.O. 11652: N/A

TAGS: ETRD, JA

SUBJECT: ANTITRUST: WESTINGHOUSE/MITSUBISHI

REF: TOKYO 8111 AND PREVIOUS

1. DEPARTMENT OF JUSTICE PROCEEDING WITH INVESTIGATION OF WESTINGHOUSE/MITSUBISHI CASE, WHICH MAY GO TO TRIAL 4-6 MONTHS FROM NOW. IN THIS CONNECTION, PRE-TRIAL CONFERENCE IS TO BE HELD DURING SECOND WEEK OF AUGUST.

2. JUSTICE WOULD FIND EXTREMELY USEFUL A NOTARIZED AFFIDAVIT EXECUTED BY EMBASSY OFFICER WHO HAS BEEN PRIMARILY INVOLVED IN ATTEMPTS TO ARRANGE INTERVIEW WITH ABE. TO THE EXTENT POSSIBLE, HIS AFFIDAVIT SHOULD CONSIST OF A CHRONOLOGICAL NARRATIVE OF THE VARIOUS CONTACTS MADE TO ARRANGE AN INTERVIEW WITH ABE, INCLUDING WHEN KNOWN, DATES, NAMES AND ADDRESSES OF PERSONS CONTACTED, AND THE SUBSTANCE OF REPLIES RECEIVED TO REQUESTS FOR AN INTERVIEW. ON THE LATTER POINT JUSTICE HAS IN MIND REPLIES WHICH STATE ABE'S ATTITUDE ABOUT HAVING AN INTERVIEW, ANY REFERENCE BY ABE TO LAWYERS (IDENTIFYING, WHERE POSSIBLE, WHO THOSE LAWYERS ARE), AND IN PARTICULAR FULLEST POSSIBLE

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PAGE 02 STATE 171171

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DETAILS OF ANY ADVICE BY MITSUBISHI COUNSEL NOT TO PARTICIPATE IN INTERVIEW (TOKYO 5544 REFERS).

3. DEPARTMENT AND JUSTICE APPRECIATE EMBASSY'S EFFORTS ON THIS MATTER. IF AFFIDAVIT IS POSSIBLE, IT SHOULD BE COMPLETED TO ARRIVE IN DEPARTMENT BY AUGUST 5 IN TIME FOR UPCOMING HEARING IN SAN FRANCISCO. PLEASE SEND DOCUMENT ATTN. MR. LOCKWOOD IN EB/CSB/BP. DEPARTMENT WILL OBTAIN NECESSARY LEGAL AUTHORIZATIONS PRIOR TO RELEASE OF AFFIDAVIT TO JUSTICE.

4. JUSTICE FURTHER INFORMS THAT IT IS VERY POSSIBLE PLANS WILL BE MADE FOR TAKING OF DEPOSITIONS IN JAPAN. PLEASE ADVISE ON AVAILABILITY OF INTERPRETERS DESCRIBED IN STATE 138049. KISSINGER

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